

Case: EP-7589

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

TIMOTHY J. HENLY

SERIAL NO.: Not yet assigned

FILED: September 23, 2003

FOR: POWER TRANSMISSION FLUIDS HAVING
EXTENDED DURABILITY

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8

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Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

Enclosed herewith for consideration by the Examiner with this Information Disclosure Statement is Form PTO/SB/08A, together with a copy of each document listed thereon.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made. 37 CFR 1.97(g).

Further, the filing of this Information Disclosure Statement shall not be construed as an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR 1.56(b). 37 CFR 1.97(h).

It is respectfully requested that these references be considered and made of record.

FEES

In light of the above, it is believed that no fees are due. However, in the event the undersigned is mistaken in her calculations, the Assistant Commissioner is authorized to debit the appropriate fees from the deposit account of the undersigned, No. 05-1372.

Respectfully submitted,

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Date: September 23, 2003

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Substitute for form 1449/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Application Number	Not Assigned
		Filing Date	September 23, 2003
		First Named Inventor	Timothy J. Henly
		Art Unit	Not Assigned
		Examiner Name	Not Assigned
		Attorney Docket Number	EI-7589
Sheet	1	of	2

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 2002/0187903 A1	12-12-2002	T. Sato	
		US- RE 34,459	11-30-1993	Bullen et al.	
		US- 2,638,450	05-12-1953	White et al.	
		US- 3,272,746	09-13-1966	LeSuer et al.	
		US- 3,309,365	03-14-1967	Merijan et al.	
		US- 4,997,594	03-05-1991	Walsh	
		US- 5,021,176	06-04-1991	Bullen et al.	
		US- 5,126,064	06-30-1992	Barber et al.	
		US- 5,171,466	12-15-1992	Korosec	
		US- 5,176,840	01-05-1993	Campbell et al.	
		US- 5,225,093	07-06-1993	Campbell et al.	
		US- 5,312,555	05-17-1994	Malfer	
		US- 5,328,619	07-12-1994	Conary	
		US- 5,358,651	10-25-1994	Walsh	
		US- 5,358,652	10-25-1994	Macpherson	
		US- 5,464,549	11-07-1995	Sieberth	
		US- 5,516,444	05-14-1996	Gaines et al.	
		US- 5,652,201	07-29-1997	Papay et al.	
		US- 5,750,476	05-12-1998	Nibert et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		GB 1,111,837	05-01-1968	Merijan et al.		
		EP 0 020 037 B1	12-10-1980	Papay et al.		
		EP 0 393 769 B2	10-24-1990	Koch et al.		
		EP 0 451 380 B2	10-16-1991	Korosec		
		EP 0 519 760 B1	12-23-1992	Conary		
		EP 0 537 387 B1	04-21-1993	Ryan et al.		

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Sheet <u>12</u>	of <u>12</u>	Attorney Docket Number	EI-7589

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		Number-Kind Code ² (if known)			
		US- 5,811,377	09-22-1998	Watts et al.	
		US- 5,505,868	04-09-1996	Ryan et al.	
		US- 5,817,605	10-06-1998	Papay	
		US- 5,840,662	11-24-1998	Nibert et al.	
		US- 5,840,663	11-24-1998	Nibert et al.	
		US- 5,942,470	08-24-1999	Norman et al.	
		US-			
		US- 5,942,472	08-24-1999	Watts et al.	
		US- 6,034,040	03-07-2000	Ozbalik et al.	
		US- 6,096,691	08-01-2000	Conary et al.	
		US- 6,184,186 B1	02-06-2001	Ryan et al.	
		US- 6,225,266 B1	05-01-2001	Watts et al.	
		US- 6,337,309 B1	01-08-2002	Watts et al.	
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		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		EP 0 544 298 B1	06-02-1993	Kitanaka		
		EP 0 978 554 A2 & A3	02-09-2000	Walters et al.		
		EP 1 078 977 A1	02-28-2001	Ryan		
		WO 98/39400 PCT	09-11-1998	Watts et al.		

Examiner Signature	Date Considered
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